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BY ECF

Honorable Valerie E. Caproni
United States District Judge
Southern District of New York
40 Foley Square
New York, New York 10007

**Re: United States v. Kevin Johnson
15 Cr. 565 (VEC)**

Dear Judge Caproni,

We write in response to the Court's Order of December 19, 2016, regarding redactions to the appendices to Exhibit C of Mr. Johnson's *Daubert* brief, particularly the screenshots and figure labels. The parties have conferred and reviewed all relevant redactions. We agree that, in light of the presumption of access discussed in *Lugosch v. Pyramid Co. of Onondaga*, 435 F.3d 110, 119-20 (2d Cir. 2006), neither the screenshots nor the figure labels should be redacted. Other than the screenshots and figure labels, we believe the other proposed redactions to the appendices to Exhibit C are appropriate.

Accordingly, the joint proposed redactions to the appendices are as follows:

- Appendix A: The proposed redactions submitted on December 5 and 6, 2016, highlighted in yellow.
- Appendix B: No redactions.
- Appendix C: Mr. Johnson's DNA profile (located in one line each of Figures C.4 and C.9), submitted on December 5 and 6, 2016, highlighted in green.
- Appendix D: No redactions.

Thank you for consideration of this proposal.

Respectfully submitted,
/s/

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cc: Stephanie Lake, Assistant United States Attorney (By ECF)
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